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छत्तीसगढ़ उच्च न्यायालय, बिलासपुर

रिट याचिका क्रमांक - 762 /2003

याचिकाकर्तागण-

- (1) कलेश्वर प्रसाद उम्र 28 वर्ष आत्मज किशुनदास
- (2) लखनलाल उम्र 38 वर्ष आत्मज किशुनदास
- (3) शिवनारायण उम्र 20 वर्ष आत्मज किशुनदास सभी निवास ग्राम पथरी लोरमी, तहसील लोरमी जिला बिलासपुर (छ.ग)

बनाम

उत्तरकारीगण

- (1) छत्तीसगढ़ शासन, द्वारा-जिलाध्यक्ष, बिलासपुर (छ.ग.)
- (2) अनुविभागीय अधिकारी, सिंचाई विभाग मुंगेली, तहसील मुंगेली जिला बिलासपुर (छ.ग.)
- (3) अनुविभागीय अधिकारी (राजस्व) तहसील लोरमी, जिला बिलासपुर (छ.ग.)

रिट याचिका अन्तर्गत अनुच्छेद 226/227 भारत का संविधान

आदेश पत्रक

माधला क्रमांक W.P.No. 762 / सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	05.01.2004 Shri Lakhanlal Mahilong, Counsel for the petitioners. Shri D.R.Agrawal, Dy. Advocate General for the State. Heard. The petitioners have filed this petition under Articles 226/227 of the Constitution of India against the notification which is going to be published in Gazette regarding acquisition of land bearing Khasra No.233 measuring 2.80 acres for construction of a Canal. The petitioner has challenged the legality and validity of the said acquisition. Counsel for the petitioners contended that the canal which is to be constructed by the State should be on the North side but not other side. It is submitted that because of the construction of canal, the petitioners' land is being acquired, for this act the petitioners have to suffer irreparable loss. It is stated that out of the land in dispute bearing Kh.No.233 measuring 2.80 acres, 30 decimal is to be acquired for the purpose. It is further stated that the construction of canal is ^{being} ~~to be~~ done after survey. Counsel for the petitioners submitted that he has served a notice for demand of justice to the District	

[पीछे देखिये]

आदेश पत्रक

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Collector. It is also stated that the amount awarded is also meagre. The Land Acquisition Act is a complete code and the petitioners may avail the remedy as provided under the Land Acquisition Act. The petitioners may also submit a representation before the competent Authority i.e. Land Acquisition Officer/Collector for redressal of their grievance. If such representation is made, the same shall be considered and decided by the said Authority on its own merits in accordance with law as early as possible. With this observation, this petition stands disposed of. Consequently, M.W.P.Nos. 659/03, 1567/03 & 3245/03 and I.A.Nos.1910/03, 8845/03 & 11148/03 for urgent hearing also stand disposed of. Certified copy as per rules.	

Sd/-
Fakhruddin
Judge

Angoni

[पीछे देखिये]